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Counsel for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

USA CAPITAL REALTY ADVISORS,
LLC,

USA CAPITAL DIVERSIFIED TRUST
DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED
FUND, LLC,

USA SECURITIES, LLC,

Debtors.

Affects:

- ☐ All Debtors
- ☒ USA Commercial Mortgage Company
- ☐ USA Capital Realty Advisors, LLC
- ☐ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA Capital First Trust Deed Fund, LLC
- ☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR
Case No. BK-S-06-10729-LBR

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

**VERIFIED PETITION FOR
PERMISSION TO PRACTICE IN
THIS CASE ONLY BY ATTORNEY
NOT ADMITTED TO THE BAR OF
THIS COURT**

[No hearing required]

Stephen T. Loden, Petitioner, respectfully represents to the Court:

1. That Petitioner resides at 1139 Candlelight Lane, Houston, Texas 77018.

2. That Petitioner is an attorney at law and a member of the law firm of Diamond McCarthy, LLP, with offices at 909 Fannin Street, Suite 1500, Houston, TX (713) 333-5100; 1201 Elm Street, 34th Floor, Dallas, TX 75270, (214) 389-5300; and 6504 Bridgepoint Parkway, Suite 400, Austin, TX 78730, (512) 617-5200.

3. That Petitioner has been retained personally or as a member of the law firm by the USACM Liquidating Trust ("USACM Trust") to serve as special litigation counsel to the USACM Trust.

4. That since November 15, 1997, Petitioner has been and presently is a member in good standing of the bar of the highest court of the State of Texas where Petitioner regularly practices law.

5. That Petitioner was admitted to practice before the following United States District Courts, United States Circuit Courts of Appeal, the Supreme Court of the United States and Courts of other States on the dates indicated for each, and that Petitioner is presently a member in good standing of the bars of said Courts.

| <u>Court</u> | <u>Date Admitted</u> |
|-----------------------------------|----------------------|
| Southern District of Texas | 1998 |
| Northern District of Texas | 2005 |
| Fifth Circuit Court of Appeals | 1998 |
| District of Colorado | 2001 |
| Southern District of New York | 2006 |
| Tenth Circuit Court of Appeals | 2001 |
| Eleventh Circuit Court of Appeals | 2004 |
| New York State Courts | 2006 |

6. That there are or have been no disciplinary proceedings instituted against petitioner, nor any suspension of any license, certificate or privilege to appear before any judicial, regulatory or administrative body, or any resignation or termination in order to avoid disciplinary or disbarment proceedings, except as described in detail below: None.

7. That Petitioner has never been denied admission to the State Bar of Nevada.

8. That Petitioner is a member of good standing in the following Bar Associations:

State Bar of Texas

State Bar Of New York

1 Houston Bar Association

2 American Bar Association

3 9. Petitioner or any member of Petitioner's firm (or office if firm has offices in
4 more than one city) with which Petitioner is associated has/have filed application(s) to
5 appear as counsel under Local Rule IA 10-2 during the past three (3) years in the
6 following matters:

| 7 | <u>Date of Application</u> | <u>Cause</u> | <u>Title of Court Administrative Body or Arbitrator</u> | <u>Was Application Granted or Denied</u> |
|----|------------------------------------|---|---|--|
| 9 | Allan B. Diamond (02/01/07) | USA Commercial Mortgage Company (BK-S-06-10725- LBR) | USBC | Granted (02/02/07) |
| 11 | Arley D. Finley, III (02/01/07) | USA Commercial Mortgage Company (BK-S-06-10725- LBR) | USBC | Granted (02/02/07) |
| 13 | Eric D. Madden (02/01/07) | USA Commercial Mortgage Company (BK-S-06-10725- LBR) | USBC | Granted (02/02/07) |
| 15 | Erin E. Jones (02/01/07) | USA Commercial Mortgage Company (BK-S-06-10725- LBR) | USBC | Granted (02/02/07) |
| 17 | Michael Yoder (02/01/07) | USA Commercial Mortgage Company (BK-S-06-10725- LBR) | USBC | Granted (02/02/07) |
| 19 | Eric D. Madden (12/06/05) | Provincial Govt. of Marinduque v. Placer Dome, Inc. (CV-S-05-1299) | USDC | Granted (12/29/05) |
| 21 | James D. McCarthy (12/06/05) | Provincial Govt. of Marinduque v. Placer Dome, Inc. (CV-S-05-1299) | USDC | Granted (12/21/05) |
| 23 | Allan B. Diamond (12/06/05) | Provincial Govt. of Marinduque v. Placer Dome, Inc. (CV-S-05-1299) | USDC | Granted (12/21/05) |

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|---|-----------------|---------------------|------------|
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| 2 | Walter J. Scott | Provincial Govt. of | |
| 3 | (12/06/05) | Marinduque v. | |
| | | Placer Dome, Inc. | USDC |
| | | (CV-S-05-1299) | Granted |
| | | | (01/11/06) |

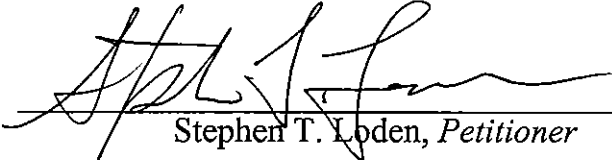
4 10. Petitioner consents to the jurisdiction of the courts and disciplinary boards of
5 the State of Nevada with respect to the law of this state governing the conduct of attorneys
6 to the same extent as a member of the State Bar of Nevada.

7 11. Petitioner agrees to comply with the standards of professional conduct
8 required of the members of the bar of this court.

9 12. Petitioner has disclosed in writing to the client that the applicant is not
10 admitted to practice in this jurisdiction and that the client has consented to such
11 representation.

12 That Petitioner respectfully prays that Petitioner be admitted to practice before this Court
13 FOR THE PURPOSES OF THIS CASE ONLY.

14 DATED: 6/8/07

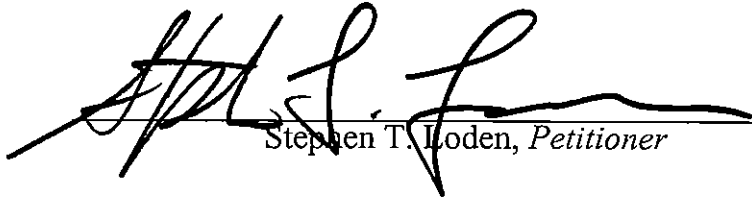
15 
16 _____
17 Stephen T. Loden, *Petitioner*
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VERIFICATION

STATE OF TEXAS)
)
COUNTY OF HARRIS)

Stephen T. Loden, Petitioner, being first duly sworn, deposes and says:

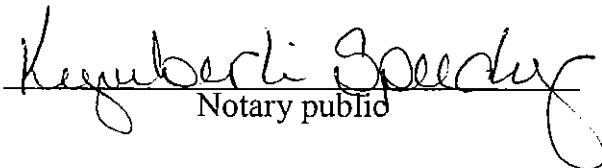
That the foregoing statements are true.


Stephen T. Loden, *Petitioner*

(SEAL)

Subscribed and sworn to before me this

8th day of June, 2007.


Notary public

